

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, APRIL 15TH, 2008, AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM IN THE COUNTY COURTHOUSE.

THERE WERE PRESENT: Charles Wagner, Chairman
Wayne Angell, Vice-Chairman
Leland Mitchell
David Hurt
David Cundiff
Russ Johnson
Bobby Thompson

OTHERS PRESENT: Richard E. Huff, II, County Administrator
Christopher L. Whitlow, Asst. County Administrator
Larry V. Moore, Asst. County Administrator
B. J. Jefferson, County Attorney
Sharon K. Tudor, CMC, Clerk

Chairman Charles Wagner called the meeting to order.

Invocation was given by Supervisor Bobby Thompson.

Pledge of Allegiance was led by Supervisor Wayne Angell

PUBLIC COMMENT:

Larry Lavinder, Reassessment Concerns
Mr. Lavinder stated his entire family were Franklin County citizens and are indeed proud of their home in Franklin County. Mr. Lavinder stated with fixed incomes, citizens have a difficult time keeping up with taxes increasing for real estate and personal property taxes. Mr. Lavender asked the Board to be considerate of the senior citizens and others on a fixed income in the County when setting the tax rate.

CONSENT AGENDA

APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – MARCH 18TH, 24TH, 25TH, 27TH, & APRIL 1ST, 2008

ROBERT KING SPECIAL ENTERTAINMENT PERMIT

Robert King is requesting Board approval for their Special Entertainment Permit set for *June 20th & 21st, 2008 and October 3rd & 4th, 2008*. In the past, the Board has granted approval for the completed permit and setting a property bond in the amount of \$10,000.00 to be posted with the County Administrator (10) days prior to the day the festival is to begin per County Code Section 3-80.

With all of the required County departments signing off on the proposed Special Entertainment Permit, the application is in order and Mr. King will execute the required property bond in the amount of \$10,000 (as in the past years set by the Board) ten (10) days prior to the event per County Code Section 3-80. Mr. King has remitted the filing fee of \$200.00 per County Code Section 3-83.

RECOMMENDATION:

Staff requests Board approval on the proposed Special Entertainment Permit for Robert A. King upon *the execution of the \$10,000 property bond form.*

BUILDING INSPECTIONS DEPARTMENT/VEHICLE PURCHASE

The Building Inspections Office currently maintains a fleet of six (6) vehicles. These vehicles are used for the purpose of conducting building inspections throughout the county.

Franklin County’s vehicle policy allows regular service vehicle replacement at 150,000 miles. The 2000 Chevrolet Cavalier operated by Jeff Scott has in excess of 148,000 miles. R.K. Chevrolet of Virginia Beach, VA. holds the current State Contract Bid for compact cars. (Contract #PF-22076-08) The current bid for said vehicle is the Chevrolet Cobalt at \$12,888. Funding for the purchase is available in Building Inspections current budget.

RECOMMENDATION:

In order to adequately serve the needs of the Building Inspections Department, staff respectfully request Board authorization to purchase one (1) 2008 Chevrolet Cobalt at the low bid of \$12,888.00.

STERLING BELCHER ENTERTAINMENT PERMIT

Sterling Belcher has requested Board approval for his Special Entertainment Permit scheduled for April 30th – May 3rd, 2008. In the past, the Board has granted approval for the completed permit and the setting of a property bond in the amount of \$10,000.00 to be posted with the County Administrator (10) days prior to the day the festival is to begin per County Code Section 3-80. Also, a fee of \$100.00 will be posted per County Code Section 3-83.

With all of the required County departments signing off on the proposed Special Entertainment Permit, the application is in order and Mr. Belcher has executed the required property bond in the amount of \$10,000 (as in the past years set by the Board) ten (10) days prior to the event per County Code Section 3-80 and has remitted the filing fee of \$100.00 per County Code Section 3-83.

RECOMMENDATION:

Staff requests Board approval on the proposed 2008 Special Entertainment Permit submitted by Mr. Belcher.

SURPLUS VEHICLE DISPOSAL LISTING

In keeping with County Policy, the Board of Supervisors is requested to officially declare all vehicles which are taken out of routine service as “surplus”. After this designation, a listing is made available for review among other County Departments in an effort to determine whether such vehicles may be re-assigned. All remaining items are sold at public auction.

As vehicles have served their useful life and/or become too costly to continue to be maintained, they are requested to be taken out of service and thereby made available as surplus.

The following Departments have submitted listings of such vehicles:

Sheriff’s Department:

- 2001 Ford Crown Victoria (wrecked)
- 1999 Ford Crown Victoria (wrecked)
- 2000 Ford Crown Victoria (wrecked)
- 2003 Ford Crown Victoria (wrecked)
- 2001 Ford Crown Victoria (wrecked)

Planning & Community Development:

- 1990 Ford Van

RECOMMENDATION:

Staff respectfully requests the Board declare the referenced vehicles as “surplus” and allow staff (working with the vehicle committee) to dispose of in keeping with County Policy.

BID AWARD FOR SOLID WASTE TRUCK

At the January 15, 2008 Board of Supervisors meeting, the Board authorized staff to seek bids for a Solid Waste Front Loader/Collection Truck. All bids were received and opened on March 17, 2008 at 3:00 pm. The new vehicle will be used as a replacement for a 1995 Volvo. The 1995 Volvo will be utilized as a spare back-up vehicle.

Six (6) alternative bids were received from two (2) different vendors, Mid-State Equipment and Cavalier Equipment. All three of Mid-State’s bids have a Pak-Mor Body and the Cavalier Equipment bids have an E-Z Pack Body.

Mid-State Equipment:

Bid #1	2009 Mack	Pak-Mor Body	\$176,033.00
Bid #2	2009 Peterbuilt	Pak-Mor Body	\$173,456.00
Bid #3	2009 AutoCar	Pak-Mor Body	\$194,390.00

Cavalier Equipment:

Bid #1	2009 AutoCar	E-Z Pack Body	\$190,234.00
Bid #2	2009 Mack	E-Z Pack Body	\$180,434.00
Bid #3	2009 AutoCar	E-Z Pack Body	\$192,076.00

All three Mid-State Bids did not meet the specifications because of the Pak-Mor Body. Their bids proposed body sides and roof of 80,000 PSI strength steel and we requested 100,000 PSI. Their hopper floor was proposed at 100,000 PSI and the bid called for 155,000 PSI.

Bid # 2 from Cavalier Equipment did not meet the specifications because of less engine horsepower than requested, we also requested a T-Ride rear suspension and we were quoted for a steel walking beam.

Bid #1 and Bid #3 from Cavalier Equipment met the specifications. The difference between bid #1 and bid #3 is the standard warranty. Bid #3 has an additional 5yr/500,000 miles major engine components warranty and 3yr/350,000 miles on the axles which is not part of Bid #1.

RECOMMENDATION:

The recommendation of staff is that the Board of Supervisors award the Solid Waste Front Loader Collection Truck bid #3 to Cavalier Equipment for the 2009 AutoCar in the amount of \$192,076.00. Funds are available as budgeted in the 2007/2008 CIP budget.

WVRJA RESOLUTION TO JOIN THE VRS SYSTEM

Staff from the Western Virginia Regional Jail Authority (WVRJA) is currently working with the Virginia Retirement System (VRS) to establish the WVRJA as an employer under VRS. Currently the few employees of the WVRJA are covered under Roanoke County's VRS rate. The WVRJA intends to begin this separate coverage effective July 1, 2008 in order to coordinate with the payroll setup that is in process for the WVRJA.

In order to establish the benefit level, the WVRJA has adopted the following required resolutions:

1. The basic VRS joining resolution, including group life insurance and the Section 138 coverage (enhanced LEOS benefit)
2. The optional 1.85 increased multiplier for Section 138 covered employees
3. The optional health insurance credit (for up to \$45/month benefit)

In addition to the WVRJA adopting these resolutions, each of the member localities is required to adopt a resolution saying that they concur with the WVRJA offering these benefits. These benefits are consistent with those received by employees of the Sheriff's Departments in each of the member jurisdictions.

VRS has proposed to establish an initial rate based on what other regional jails with similar benefits are paying. Once the WVRJA has hired all of its employees, they will do an actuarial study and adjust the rate as needed.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors to consider adoption of the submitted resolution indicating their concurrence with the WVRJA to establish the Authority as an employer under VRS.

WHEREAS, Franklin County, VA is a member of the Western Virginia Regional Jail Authority; and

WHEREAS, the Western Virginia Regional Jail Authority recently passed resolutions to (a) join the Virginia Retirement System, including group life insurance and the Section 138 coverage, (b) provide the optional increased retirement multiplier for Section 138 covered employees, and (c) the optional health insurance credit (for up to \$45/month benefit); and

WHEREAS, Virginia law requires the members of an authority to adopt a resolution concurring with and supporting an authority's adoption of resolutions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Franklin County, VA that the Board of Supervisors concurs with and supports the adoption by the Western Virginia Regional Jail Authority of the all three resolutions, namely the resolution to join VRS for basic coverage, Section 138 coverage, and group and life insurance; and the resolution to provide optional increased retirement multiplier of 1.85 percent for Section 138 covered employees; and the resolution to provide optional health insurance credit.

This resolution shall be effective from and after the date of its adoption.

PIGG RIVER PROJECT REJECTION OF PROPOSALS

Franklin County issued a Request for Qualifications for firms that could complete the necessary Environmental Assessment for the Pigg River Dam Removal project. Ten firms submitted proposals and five firms were interviewed in Rocky Mount.

Franklin County and the Ward Burton Wildlife Foundation were prepared to recommend a firm to complete this task. However, in the interim, the US Fish & Wildlife Service was assigned the task of serving as lead agency (or, proponent) of this project by the Department of Interior. Due to this change in federal agency project leadership, the USFWS now must by federal statute select the firm to complete the Environmental Assessment. The County and Ward Burton Wildlife Foundation have no ability to select the preferred firm to complete this task.

Thus, the County must reject all bids and turn over the procurement process to the USFWS. The County's responsibility to complete the EA thus is erased. This change in lead agency will cost time in terms of project completion. It will remove the County's taxpayers from carrying the cost for the EA for the next 18-24 months. The USFWS is prepared to reissue the RFP following federal procurement policies. It is anticipated that the USFWS will be prepared to award the project within the next six weeks.

RECOMMENDATION:

Staff recommends that the Board reject all bids per Federal procurement policies and that it informs the USFWS by letter that the USFWS is now the lead agency for the EA and that the County will be available to provide support services to ensure successful completion of the environmental assessment.

2008 VENDING CONTRACT FOR PARKS & RECREATION

Franklin County Parks and Recreation entered a seven year contract with The Pepsi Bottling Group in the year 2000. In this contract, Parks & Rec staff had to maintain drink machines with in our parks. Maintenance staff was responsible for ordering supplies and filling the machines when necessary. Administrative staff was responsible for money collections. As our park system has grown, the availability of maintenance and administrative staff to carry out this responsibility has become nonexistent. The Board directed staff to seek bids from qualified vendors to supply and operate drink machines and concessions in the park system. The machines may be placed at the following sites: Waid Recreation Area, Franklin County Recreation Park, and LARC Field. The County and bidder may add additional sites as needed and agreed to mutually.

Staff bid the concession opportunity in January and received one bid that failed to meet the requirements. Staff rewrote the bid and re-advertised in March.

The Pepsi Bottling Group was the sole vendor to respond to the 2008 Drink Vending Services advertisement process. For the past seven years, they have provided the products for the drink machines with in our park system. Pepsi will install service, stocking and maintenance of machines with in our park system. Franklin County will receive a monthly 20% commission check with a statement of sales by machine. Based on 400 cases being sold annually, the estimated annual commission would be \$2,496.00. Pepsi's proposal is to enter into a three year agreement. The proposal contains no limitations or restrictions on other concession operations within the park system.

RECOMMENDATION:

Franklin County Parks & Recreation recommends approval of the contract with The Pepsi Bottling Group for a period of (3) three years with the County receiving a 20% commission from all sales generated in the park sites.

TOURISM GRANT

The Virginia Tourism Corporation annually accepts applications from localities and tourism partners for a \$5,000 to \$25,000 grant to assist in marketing efforts that are focused on increasing visitation to the Commonwealth. This program is divided into two tiers: a 1:1 match up to \$5,000 and a 2:1 match up to \$25,000. The grant funding pool is extremely limited and, therefore, competition for these awards is extremely tough. To qualify, a minimum of three partners must join together on a project and all partners are required to contribute financially to the effort.

Over the past six weeks, intense study has been done by the interim Tourism and Projects Manager on the marketing efforts historically undertaken by the County, as well as by other tourism-related entities within the County. An effort is currently underway to revamp and revitalize the County's tourism efforts, focusing on shared funding and collaboration between existing governments and agencies. This plan is currently being drafted and is expected to be

brought to the Board shortly. However, due to the application deadline for this grant request, it is necessary to move forward on this piece of the larger strategy in an accelerated manner.

The Franklin County Tourism Office has approached and received verbal commitments from the Town of Rocky Mount, the Franklin County Chamber of Commerce, the Smith Mountain Lake Chamber of Commerce, and the Crooked Road to be partners with the County on this grant application and invest funding into an approximately \$90,000 marketing campaign that will highlight all areas of Franklin County, including the Town of Rocky Mount and the Smith Mountain Lake area. The funding breakdown for this project is as follows:

Franklin County	\$40,000
Town of Rocky Mount	\$15,000
Franklin County Chamber of Commerce	\$ 1,000
Smith Mountain Lake Chamber of Commerce	\$ 1,000
The Crooked Road	\$ 1,000
VTC Marketing Grant	\$20,000

The pooled funding will be used to prepare and execute an extremely targeted marketing campaign in 2008 and 2009. The vast majority of the County's, Town's, and Smith Mountain Lake's tourism assets fall neatly into three categories: Outdoor Recreation, Heritage, and Entertainment. For this reason, the local tourism marketing should move away from generic advertising and focus directly on these three target markets. By providing in-depth information on each specific segment and advertising in market specific publications, the locality will better use the limited advertising dollars we have available. Though the circulation may not be as high as in a non-specific publication, each person reviewing the advertising in market specific publications are already interested in that subject and have a higher probability of acting upon the advertisement. First, the program will consist of the creation of three specific brochures (one for each target market) that give detailed information on what a traveler interested in that activity can do in our community. Fifty-thousand of each brochure will be printed. Secondly, professional ads will be created (again, one for each target market) focusing on that sector and pushing people to the local websites and to contact the local tourism office for more information. Thirdly, these advertisements will be placed in specific publications that have proven to be good lead-generators for the state and are focused on the target markets that have been identified. Finally, the newly printed brochures will be placed in all state Welcome Centers around the Commonwealth. They will also be placed in the offices of numerous partners around the state, such as the Crooked Road offices and many others. The total project expenditures are proposed as follows:

Heritage Brochure Creation (50,000)	\$ 6,000
Outdoor Recreation Brochure Creation (50,000)	\$ 6,000
Entertainment Brochure Creation (50,000)	\$ 6,000
Virginia Travel Guide (2 Full Pages)	\$33,000
Blue Ridge Outdoors Magazine (Full Page)	\$ 1,700
Blue Ridge Parkway Directory (1/2 Page)	\$ 2,850
Washington Post.com	\$ 500
Media General	\$ 7,000
Leisure Publishing Spring Vacation Insert	\$17,548
Recreation News (1/2 Page)	\$ 1,550
State Visitor Center Brochure Placement	\$ 4,212

RECOMMENDATION:

Approve the County's submission of an application in the amount of \$20,000 to the Virginia Tourism Corporation's Marketing Grant Program and direct staff to apply \$40,000 of 2008/9 County tourism budget as the leveraged amount for VTC grant eligibility.

SML BEACH CHANGE ORDERS

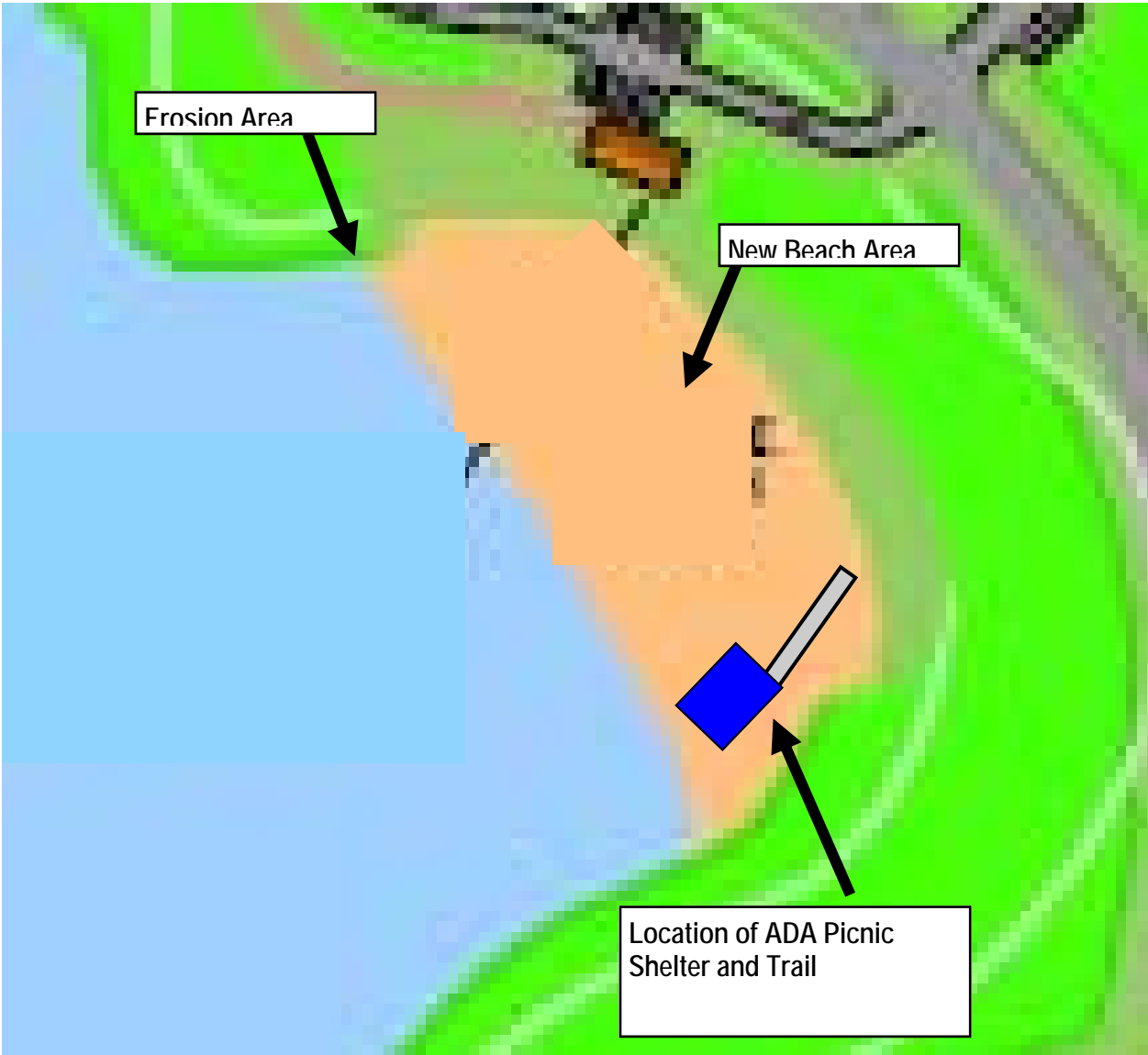
The Franklin County Board of Supervisors awarded Smith Mountain Lake Community Park Phase III development to Hubbard Excavation. Phase III is scheduled for completion by the 1st week in May 2008. The Beach will open for public use with the completion of this part of Phase III. The cost of this phase of the project is \$236,000. Engineering tasks are being managed by Earth Environmental (Rocky Mount) and Anderson & Associates (Blacksburg).

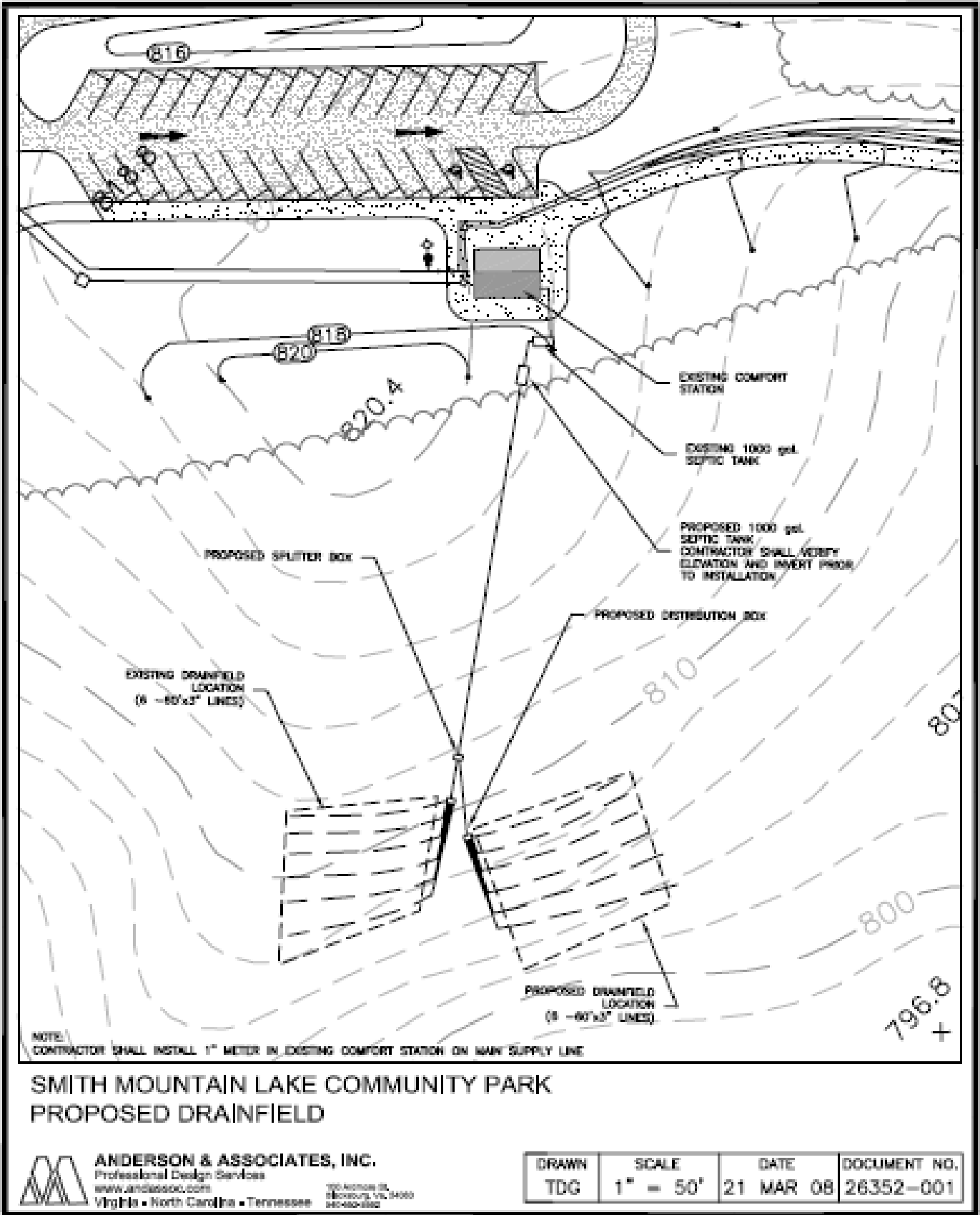
Seven project change orders/additions have been encountered that are outside the current budget for the Smith Mountain Lake Community Park Beach. Staff requests authorization from the Board to complete the following tasks under the change order process with Hubbard Excavation:

1. AEP requires that the County mitigate for vegetation removed through beach development. This will involve the replacement of over 1,000 trees and shrubs removed between the 795 and 800 foot contour. Staff estimates that this will cost approximately \$10,000. Staff recommends that the County transfer \$10,000 in efficiency savings from the *Agricultural Supplies Operating Account (0117-030-7102-5403)* to complete the mitigation efforts at Smith Mountain Lake Community Park.
2. The County's intent is to make Smith Mountain Lake Community Park fully accessible to all citizens. In order to meet this intent, the existing trail will need to be brought up to ADA standards. The trail grade and slope will require alteration to meet these standards. Staff requests that the Board allocate \$5,000 from the Trail Development Capital Account to complete the ADA trail improvements.
3. There is significant beach erosion at the southeast corner of the beach area. This amount of erosion was not predicted by our engineering design. The bulk of the wave action is focused on a small area that receives unblocked currents from the main channel and approximately two miles of open water (See Photos 1 & 2). In order to secure this edge of the beach, staff recommends installation of a rock groin. This should significantly reduce erosion in this area for the life of the project. Staff recommends securing 500 square feet of the north corner of the beach area with rip rap at a cost of \$3.50/sq. ft. (\$1,750.00 total). Staff requests authority to fund this preventative shoreline stabilization effort with \$1,750 from cost savings associated with the Parks & Recreation Building Expansion Account.
4. The master park plan contains a forested buffer between the park road and beach area. After clearing the beach area, the buffer has become vulnerable to northeasterly winds with the result being a significant number of Virginia Pine blow downs. Twenty trees have been lost thus far, and another ten are at immediate risk of falling on the road or beach. Staff recommends complete removal of the remaining pine trees in this area. Hardwoods will be retained. Staff recommends that this action be funded out of the Park Maintenance Operating Account in the amount of \$4,280.00
5. In order to accommodate increased park visitation and the concurrent need for increased restroom use, staff recommends that the Board expand the existing drainfields (See Photo). This will allow the current permanent bathrooms to serve beach users. The option to drainfield expansion would be installation of temporary portajohns. The Virginia Department of Health reviewed the proposed drainfield expansion and determined that it is satisfactory to meet beach visitor use projections. Staff requests that the Board fund the cost of this expansion from savings realized from the Waid Parking Lot improvement project (\$8,500.00).
6. The original bid documents provided an add alt that would have allowed the contractor to remove trees from another part of the park in order to have the extra dirt *if* needed for the beach parking lot. The contractor (Hubbard) informed County staff that they are in need of extra dirt. However, Hubbard is completing the grading for Grand Home Furnishings in Westlake and thus does not need to remove additional trees in the park site for the dirt. This add-alternative was originally projected to cost \$6,000. Due to the availability of offsite fill, the project will now only cost the County \$3,000. This also means that the County will not need to clear an area of the park for dirt removal. Staff requests that the Board fund this change order through an appropriation of \$3,000 from savings in the Recreation Park Rehabilitation account.
7. Staff requests that the Board authorize a change order to facilitate completion of a fully accessible picnic shelter pad in the beach area. The addition of a 20 foot by 30 foot concrete pad for a future picnic shelter and ADA trail to the shelter is best installed at this time because of the excavation work that is needed to accommodate it. The added cost for this would be \$6,150.00. This also would be pulled from savings realized through the Waid Parking lot improvement project. (3000-030-0067-7028) and placed into the Smith Mountain Lake Community Park Account. (See Submitted 3) This shelter will be reservable for families and small groups of up to thirty people. Its placement between the beach and playground will be of great value to families that have children using the park amenities. Staff is only seeking county funds for the pad and pathway. Donors are being sought to complete the structure itself. Naming rights for the shelter will be made available.

RECOMMENDATION:

Staff requests that the Board of Supervisors review the change order requests and consider re-advertising \$38,680.00 from existing Franklin County Parks and Recreation Capital and Budget Accounts to Smith Mountain Lake Community Park Phase III.





RECREATION COMMISSION/DOUG BEATTY/ROCKY MOUNT REPRESENTATIVE
Term expires 6/30/2011

SOUTHWEST ANTIQUE TRACTOR PERMIT

Franklin County and the surrounding region have a rich history in agriculture and industry. The traditions are still very active. The SWVA Antique and Power Festival has become one of the region's most significant heritage based events celebrating agriculture.

The festival is in its fourth successful year. Last year it drew over 4,000 participants over the three days with many coming from of them from outside the county thus utilizing our hotels and restaurants. Franklin County Parks & Recreation partners to host this event. As this event grows, it is beginning to take on aspects of a "County Fair" atmosphere.

The Festival will again be hosted at Franklin County Recreation Park. This festival demonstrates the diversity of the region and Franklin County and offers a glimpse into the culture of that contributed to the County's past. The group has posted the \$500 property bond required by the Board for past events.

The Southwest Virginia Antique and Power Festival, Inc is organized by a group of dedicated volunteers with help from the county's Parks and Recreation Department and Tourism Office. The volunteers are overseeing many of the tasks that need to occur before and during the event. The group estimates that there will be approximately 100 exhibitors participating in the festival.

The committee will once again charge \$5.00 entry fee for the event. Children 12 years old and under will be admitted free. This fee will help cover expenses for the 2007 event and additional monies will be placed in an account as a base for 2009.

There are approximately 425 parking spaces at the park. This includes existing parking areas and multi-use fields. All parking areas will have attendants directing traffic, enter and exit areas will be marked with additional parking and shuttles provided. The event has been reviewed by the Franklin County Sheriff's office, the Department of Health, the Franklin County Building Inspector and the Department of Parks and Recreation and has been cleared by these agencies.

RECOMMENDATION:

Staff has worked closely with this group as they have grown this event. They have fulfilled the requirements under the Special Events permit and we recommend Board approval for this year's festival. Staff advises the Southwest Virginia Antique Farm and Power Festival, Inc has provide a \$500 bond to cover any possible damage to the park incurred during this event.

SHERIFF'S VEHICLES PURCHASE

Five vehicles in the Sheriff's Office fleet have reached the mileage/maintenance requirements for replacement. These five vehicles and their replacements have been thoroughly discussed and reviewed with staff and the Chairman.

Utilizing remaining funds within the Sheriff's Office Vehicle Replacement Capital Budget, the Sheriff's Office requests the purchase of the following vehicles.

1. One unmarked Police package Dodge Charger, total cost of \$21,274.00
 - a. To replace a 2000 Ford Crown Victoria with 131,000 miles.
2. Two unmarked Police package Dodge Chargers, total cost of \$42,548.00
 - a. To replace two Ford Explorers, one with 114,000 miles and one with 112,000 miles. Both are in poor condition.
3. Two marked Ford Crown Victoria Police package vehicles, total cost of \$48,400.00 (\$24,200.00 each)
 - a. These vehicles will replace a 2001 Ford Crown Victoria with 135,000 miles and a 2004 Ford Crown Victoria with 125,000 miles that was shot and destroyed during a recent shoot out on US route 220. Insurance proceeds have been received for the damaged vehicle

Total expenditure, \$112,222.00

RECOMMENDATION:

Sheriff Hunt respectfully requests the Board's approval to purchase the aforementioned vehicles.

Mr. Johnson asked the Board if the Building Inspection vehicle, SML Beach Change Order and Sheriff's Vehicles purchase items to be pulled for 6 months and revisit to see the state of the economy is better in 6 months. General discussion ensued.

(RESOLUTION #03-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the consent agenda items as presented above.

MOTION BY: Russ Johnson
 SECONDED BY: Bobby Thompson
 VOTING ON THE MOTION WAS AS FOLLOWS:
 AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

VDOT – RURAL RUSTIC ROAD RESOLUTION

Tony Handy, Resident Administrator, VDOT, presented the Board with the following resolution for their consideration:

WHEREAS, during the 2002 session of the General Assembly, legislation was passed to revise §33.1-70.1 of the code of Virginia, to allow for the improvement and hard surfacing of certain unpaved roads deemed to qualify for and be designated a **Rural Rustic Road**; and

WHEREAS, such roads must be located in a low-density development area and have a minimum of 50 vehicles per day (vpd), and have no more than 1,000 vpd; and

WHEREAS, this Board is unaware of pending development that will significantly affect the existing traffic on the road; and

WHEREAS, the citizens that utilize this road have been aware of this road being paved with minimal improvements; and

WHEREAS, this Board believes Route 695, Isolane Road, should be designated a Rural Rustic Road,

From: 0.43 mi. South of Route 640
To: End State Maintenance
owing to its qualifying characteristics; and

WHEREAS, the road aforesaid is in this Board's six-year plan for improvements to its secondary system of state highways:

NOW, THEREFORE, BE IT RESOLVED, this Board hereby designates and requests VDOT's Residency Administrator to concur in the aforesaid road as a Rural Rustic Road.

BE IT FURTHER RESOLVED, this Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

BE IT FURTHER RESOLVED that a certified copy of this resolution is forwarded to the Resident Engineer for the Virginia Department of Transportation.

(RESOLUTION #04-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned resolution declaring State Route 695, Isolane Road as a Rural Rustic Road as presented.

MOTION BY: Wayne Angell
SECONDED BY: Leland Mitchell
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

SIX YEAR SECONDARY ROAD PLAN UPDATE

Tony Handy, Resident Administrator, VDOT, stated he would come next month with a 6-Year Secondary Road Plan proposal.

CLEMENTS MILL BRIDGE UPDATE

Tony Handy, Resident Administrator, VDOT, stated considering the historic nature of the surrounding property and the close proximity of the buildings to the bridge, we recommend making the clear width 13 feet, with an overall bridge width of 15'-10". Mr. Handy advised the Board this would reduce the impact to the historic mill property. Also, considering the low volume of traffic along this route, it is unlikely that a cyclist and a vehicle would meet on the bridge. VDOT will of course, place signs on either side of the bridge alerting all traffic that the bridge is a single land structure and the bike/pedestrian traffic may be on the bridge.

(RESOLUTION #05-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to forward a letter of support for the 13' overall bridge width of 15'-10" for Clements Mill Bridge project.

MOTION BY: David Hurt
SECONDED BY: Leland Mitchell
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

FRANKLIN COUNTY PERINATAL EDUCATION CENTER

Mrs. Amy Pendleton, Executive Director, Franklin County Perinatal Education Center, shared with the Board the following information for the Board to consider her request for the Board for Real Estate and Personal Property Tax exemption status which would exempt the following taxes:

PERSONAL PROPERTY		
TAX YEAR	PERSONAL PROPERTY ASSESSED VALUE	TOTAL TAX DUE
2008	\$7,825.00 @ \$1.89/\$100 = \$147.90* \$7,825.00 @ \$1.67/\$100 = \$130.67	\$147.90*
2005	\$13,500.00 @ \$1.67/\$100 = \$226.29	\$226.29
2006	\$11,850.00 @ \$1.67/\$100 = \$197.90	\$197.90
2007	\$ 9,275.00 @ \$1.67/\$100 = \$154.89	\$154.89

Tax Year 2005, 2006 & 2007 shown are back personal property taxes due totaling **\$579.08**. These taxes are due (*not delinquent*) within 30 days. These properties were erroneously not assessed in the year due and this brings the account into compliance. Mrs. Pendleton is requesting exemption from these taxes in the amount of **\$579.08**, also.

REAL ESTATE		
TAX YEAR	REAL ESTATE ASSESSED VALUE	TOTAL TAX DUE
2008	\$189,400.00 @ \$.53/\$100 = \$1,003.82 (Old Rate) \$189,400.00 @ \$.47/\$100 = \$890.18 (New Rate)**	\$890.18**

* ***Proposed Personal Property new rate (if adopted)***
** ***Proposed Real Estate new rate (if adopted)***

In this request Mrs. Pendleton has submitted all pertinent information in Section 58.1-3651 of the State Code. The organization currently receives County funding proposed at \$2,500 in the FY 09 budget.

RECOMMENDATION:

Staff respectfully submits the request for Board authorization to advertise for public hearing during the Board's *May 27th 2008, Board meeting* for the requested Real Estate and Personal Property Tax exemption status beginning with the **2008** tax year. Staff along with the County Attorney knows of no mechanism to exempt prior years' personal property tax with the granting of tax exempt status.

Mrs. Pendleton stated all residents within the new building will be a 501-C status. General discussion ensued and instructed staff to have a policy for the Board's review at a later date.

(RESOLUTION #06-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for public hearing the proposed exemption status for Real Estate and Personal Property Tax for Franklin County Perinatal Education Center during the May 27th, 2008 Board meeting for 2008 & years thereafter.

MOTION BY: David Hurt
SECONDED BY: Amy Pendleton
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

WALLACE CAMPBELL WATER & SEWER EXTENSION REQUEST

Phil Nester, representing Mr. Wallace L. Campbell, requested approval from Franklin County to allow water and sewer extensions to a ±49-acre site located on Power Line Road, identified as Tax-Parcel # 63-84. The property is located in the Rocky Mount Magisterial District in a non-zoned area of Franklin County. The property is currently undeveloped.

Mr. Campbell has submitted a request to the Town of Rocky Mount to extend municipal water and sewer services to the property. The request calls for water to be extended from Diamond Avenue (Route 820) to Power Line Road (Route 1012), for a distance of approximately 1,000 feet. The request calls for sewer to be extended from the Rocky Mount corporate limits at Furnace Creek, along an unnamed branch and crossing several privately-owned parcels, for a distance of approximately 2,500 feet.

On February 11, 2008, the Rocky Mount Town Council considered Mr. Campbell’s request and agreed to refer the request to Franklin County for further consideration. Extension of water and sewer utilities outside the Town’s corporate limits requires approval from the Franklin County Board of Supervisors.

Franklin County’s Comprehensive Plan designates this area as “Conservation Area/Steep Slopes greater than 25%.” The site features steeply-sloping terrain, and is located immediately adjacent to a state-owned nature preserve, which includes protected wildlife and plant species. The site is located in an unzoned area of Franklin County. Site development is controlled primarily through the County’s subdivision ordinance. If approved for water and/or sewer extension, this site would not require any further discretionary review; site development would be reviewed administratively by staff.

Staff met with Mr. Campbell and his representative, Mr. Phil Nester, on March 21, 2008, to discuss the utility extension request. Although staff generally supports the development of new neighborhoods with public utilities, staff expressed concerns about the development of this particular property with public water and sewer. The subject property is located near the western terminus of Diamond Avenue, which serves as the only means of access to the area. Diamond Avenue crosses a creek with a wood-plank bridge, and crosses a railroad line with a steep at-grade crossing. Staff is concerned that access to the subject property is limited by rail traffic and potential flooding.

According to the County’s subdivision ordinance, the subject property could be developed by-right with wells and septic fields, with a minimum lot size of 35,000 square feet and minimum road frontage of 125 feet. With public water OR public sewer, the subdivision ordinance allows for a minimum lot size of 15,000 square feet with a minimum road frontage of 100 feet. With public water AND public sewer, the subdivision ordinance allows for a minimum lot size of 7,500 square feet with a minimum road frontage of 75 feet. The table below summarizes the anticipated lot yield under the various development scenarios:

	Develop with well & septic	Develop with public water OR sewer	Develop with public water AND sewer
Minimum lot size	35,000 sq.ft.	15,000 sq.ft.	7,500 sq.ft.
Minimum road frontage per lot	125 feet	100 feet	75 feet
Net developable area (assume 25% of gross area needed for roads, infrastructure)	36.75 acres	36.75 acres	36.75 acres
Theoretical lot yield (net developable area divided by min. lot size)	45 lots	106 lots	213 lots
Mitigating factors affecting lot yield	Steep slopes; suitable well sites; suitable drainfield sites; road configuration; required road frontage.	Steep slopes; suitable well or drainfield sites; road configuration; required road frontage.	Steep slopes; road configuration; required road frontage.
Anticipated lot yield	41 lots	70 + lots	120+ lots

Staff informed the applicant that, due to significant public health and safety concerns, it could not support any additional density for this site beyond the by-right standard (i.e. well & septic development.) Staff encouraged the applicant to prepare alternate concept plans for the site, showing how it might be developed under both the by-right (well & septic) and public utility scenarios.

The applicant has submitted a letter and concept plans, dated March 25, 2008, for consideration by the Board of Supervisors. Concept #1, as prepared by the applicant, shows a

total of 41 lots served by well and septic using the by-right standard of 35,000-square-foot lots with a minimum of 125 feet of road frontage. Concept #2 shows a total of 62 lots if served by public water and individual septic fields. Concept #2 is based on a minimum lot area of approximately 20,000 square feet with minimum road frontage of 100 feet. Staff notes that Concept #2 reflects choices made by the applicant re: lot size, and does not depict the maximum lot yield with public water or sewer. Staff further notes that the applicant requests Board approval for both public water AND sewer, which could yield significantly more lots than depicted in Concept #2.

RECOMMENDATION:

Due to public health and safety concerns related to emergency access and steep slopes, and in keeping with the Comprehensive Plan's designation of "Conservation Area/Steep Slopes greater than 25%," staff does not support the request for extension of public water or sewer utilities to this site.

Staff offers the following potential actions for the Board's consideration:

1. DENY the request for water and sewer utility extension.
2. APPROVE the request for water extension only.
3. APPROVE the request for sewer extension only.
4. APPROVE the request for water and sewer extension.

The Board stated they would like to table the request for further clarification until a later date.

(RESOLUTION #07-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to table this request until a later date for additional information regarding the request for 62 units and language for a sample motion.

MOTION BY: Wayne Angell
 SECONDED BY: Russ Johnson
 VOTING ON THE MOTION WAS AS FOLLOWS:
 AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

PARKS COMPREHENSIVE PLAN PROPOSAL AWARD

Scott Martin, Director of Commerce and Leisure Services, reaffirmed in January 2008, the Franklin County Board of Supervisors directed staff to seek bids for the County's first Comprehensive Parks & Recreation System Plan. This plan will serve as the base document for County initiated parks and recreation programs and capital improvements over the next fifteen. The study will consist of extensive citizen surveys and use studies to determine the levels of service demanded by the citizens of their parks and recreation system. The Plan will take approximately nine months to develop. Upon adoption by the Board of Supervisors, it will be included as an addendum to the County's Comprehensive Plan.

The Plan will consist of six major subject areas:

1. Inventory Needs Assessment
2. Program Review and Program Demand Analysis
3. Recreation & Athletic Facility Design/Performance Standards
4. Funding, Efficiency, and Operations Assessment and Review
5. Action Plan (Directed by Magisterial District Analysis)
6. Capital Improvement Master Plan Process

The County received six proposals to complete the Comprehensive Plan. Staff and representatives of the Recreation Advisory Commission reviewed the proposals and selected four to bring to Rocky Mount for interviews. The firms interviewed were:

- Hill Studio/PROS Consulting
- Clough Harbour Sports LLP
- HadenStanziale/Draper Aden
- Earth Environmental/Anderson & Associates

RAC members Doug Beatty (Rocky Mount) and Jon Crutchfield (Blackwater) and P&R staff members Marcia Cramblitt (Recreation Programs Manager) and Scott Martin interviewed the firms in The Franklin Center on April 2. Upon completion of the interviews, the panel unanimously recommended that Franklin County retain Clough Harbour Sports for the Franklin County Comprehensive Plan process.

Clough Harbour Sports is based out of Midlothian, Virginia. They are a sports facility design specialty firm serving the southeastern United States. Their team of 30 park planners, fiscal and recreation analysts, and architects focus solely on sports, parks, and athletic facility design and development. They have recently completed park system master plans for the City of Colonial Heights and the County of Stafford. Some of their most relevant recent projects include the planning and development of James City County's Recreational Private Public Partnership Athletic Complex, the Princess Anne Athletic Complex in Virginia Beach, and sports facility master plans for Georgetown University, Liberty University, the United States Military Academy, Randolph Macon College, Lynchburg College, and Washington & Lee.

Staff has negotiated with Clough Harbour to deliver a completed Franklin County Plan within our specified timeframe and inclusive of our needs for a strongly citizen focused outreach effort. Clough will complete the plan for \$65,000. The Board set aside \$50,000 in the Capital budget for the planning effort. At their regular April meeting, the RAC unanimously voted to support the hiring of Clough Harbour to complete the plan. Further, the RAC supports the transfer of \$10,000 from the Lake Access Planning Capital Account and \$10,000 from the Trails Planning and Development Account to cover the additional fees included in Clough Harbour's proposal.

RECOMMENDATION:

Staff requests that the Board consider the RAC's recommendation to retain the services of Clough Harbour for development of Franklin County's first Comprehensive Parks & Recreation System Plan in the amount of \$65,000. Staff further requests that the Board authorize the County Administrator to exercise all necessary contracts and allocated the necessary funds to allow the planning process to commence in May 2008.

(RESOLUTION #08-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to retain the services of Clough Harbour for development of Franklin County's first Comprehensive Parks & Recreation System Plan in the amount of \$65,000 from existing budget funds, AND BE IT FURTHER RESOLVED, by the Board to authorize the County Administrator to exercise all necessary contracts and allocate the necessary funds to allow the planning process to commence in May 2008.

MOTION BY: David Hurt

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

WESTLAKE LIBRARY UPDATE

Richard E. Huff, II, County Administrator, stated renovations are now largely complete at the Westlake Branch Library with shelving beginning to be installed, casework and furniture ordered, etc. The enclosed attachment shows the itemized listing of equipment and furniture required for the branch including a \$20,000 initial commitment by the Friends of the Library for these items.

Staff now request direction from the Board concerning a target opening date for the facility in order to advertise, hire and train the necessary staff for the facility. Staffing has been proposed for the Branch as follows:

2 Full Time

2 Part Time

Depending on when the Board desires to have the new branch opened, staff needs to advertise for the positions, go through the recruitment selection and interviewing process and hire staff who may need two to four weeks notice if coming from another employer. Once they are on board, they will need some training on a circulation system, assisting patrons with computer related issues and general library operations. Projected cost for staffing will be handed out during the presentation on this topic.

RECOMMENDATION:

Staff request direction from the Board as to a target opening date so as to begin the recruitment process for the branch staff at the appropriate time.

Mr. Huff shared with the Board personnel expenditures for Westlake Library budget for FY 08-09. General discussion ensued.

(RESOLUTION #09-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for a branch manager, technical librarian and part-time (2 positions) for the Westlake Branch Library with a target opening date of July 7th, 2008.

MOTION BY: Russ Johnson

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

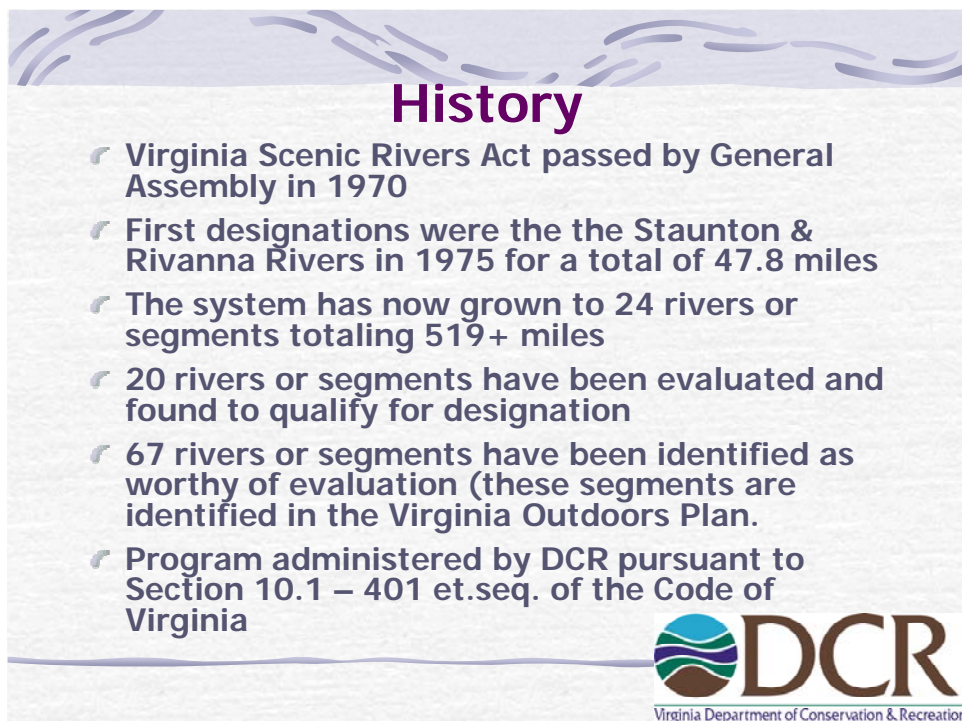
ZONING/SUBDIVISION RFP BRIEFING

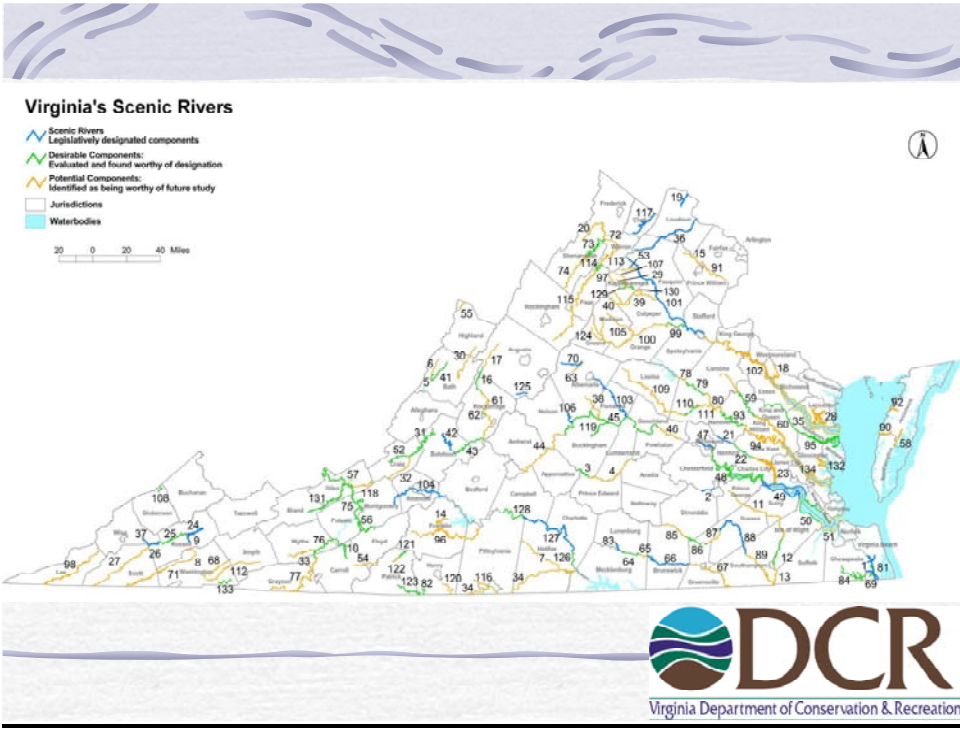
Richard E. Huff, II, County Administrator, requested the Board to consider a worksession on Tuesday, April 29th, 2008 with the Planning staff to discuss and receive feedback on the RFP for the Zoning/Subdivision revamping. The Board concurred with staff to hold the worksession.

SCENIC RIVER DESIGNATION

Scott Martin, Director of Commerce and Leisure Services, affirmed some time ago, several Board Members asked for additional information regarding the Virginia Scenic Rivers program. Ms. Lynn Crump, Environmental Programs Planner with the Virginia Department of Conservation and Recreation will give a presentation on the pros and cons of the Virginia Scenic Rivers Program. Submitted for your review and consideration in this summary are two documents from the state's website relative to the Virginia Scenic Rivers Program for the Board's review.

Ms. Lynn M. Crump, Environmental Programs Planner, shared with the Board the following PowerPoint presentation:






The Scenic River System:

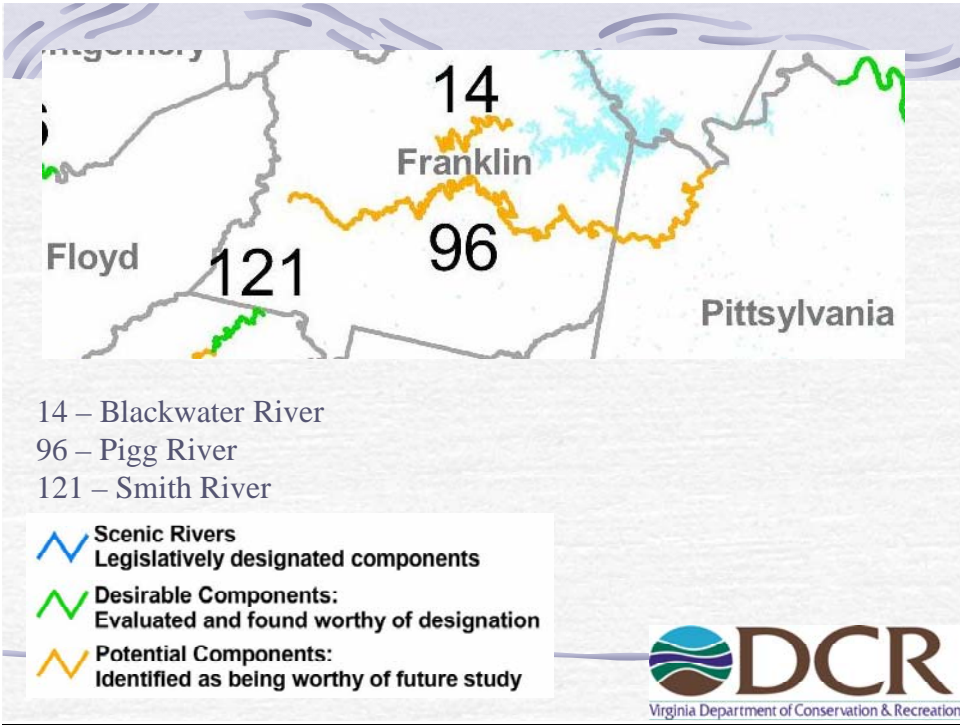
Is diverse:

- Mountain [9]
- Piedmont [10]
- Coastal [5]



System currently consists of 24 river segments & more than 519 river miles

DCR
Virginia Department of Conservation & Recreation



Virginia Scenic Rivers Program

Purpose

- Identify and protect *significant* river resources (the Virginia Code calls for rivers designated rivers to possess “superior natural and scenic beauty, fish and wildlife, and historic, recreational, geologic, cultural, and other assets”)



Virginia Scenic Rivers Program

River Resource Protection

- Rests on riparian property owner: Scenic River Act does not authorize any additional restrictions on riparian land uses.
- Is voluntary, with the cooperation and support of local & state government



Benefits of Designation:

- Encourages:**
 - protection and preservation
 - closer review of projects by state & local agencies
 - Federal Energy Regulation Commission (FERC) reviews of hydro or related project proposals
- Requires**
 - General Assembly authorization for dams
- Enhances** opportunities for funding



Benefits of Designation:

☞ Provides:

- opportunities to **consider scenic & other resources** in planning & design
- eligibility for **land use tax** considerations, **if** locally adopted
- framework for **appointment** of a local Scenic River Advisory **Committee**.

☞ **Allows** project review & monitoring by Virginia Scenic River Board.



Benefits of Designation:

☞ Land Conservation

- Virginia Land Conservation Foundation
- Conservation Land Tax Credit
- Virginia Outdoors Foundation



Designation DOES NOT:

- ☞ **Authorize condemnation** of land for access (eminent domain is specifically prohibited).
- ☞ **Impose land use** controls
- ☞ **Affect existing riparian land uses** (grazing, irrigation, hunting, fishing, timbering)
- ☞ **Allow public use** of private property
- ☞ **Impose federal** controls, rules, or regulations
- ☞ **Affect tributary streams** that flow into a designated segment
- ☞ **Promote increase in recreational use**



Designation Process

1. Evaluate river
 - A. Following Request
 - B. Map and literature surveys
 - C. Field evaluation
 - D. Eleven evaluation criteria, which determine eligibility



Designation Criteria

The 11 evaluation criteria are:

- ✓ Stream Corridor Vegetation
- ✓ Streambed and/or stream flow modifications
- ✓ Human Development of Visual Corridor
- ✓ Historic Features
- ✓ Landscape
- ✓ Quality of Fishery
- ✓ Rare, Threatened, or Endangered Species
- ✓ Water Quality
- ✓ Parallel Roads
- ✓ Crossings
- ✓ Special Features Affecting the Aesthetics



Designation Process

(For Qualifying Segments)

2. Report preparation & presentation of the draft report to the Virginia Scenic River Board for advisory review
3. As requested, provide copies of the report to citizen/governing bodies with sample "boiler plate" legislation
4. Legislation introduced by local representative to the General Assembly (GA)
5. Passage of legislation by the GA & Governor's signature



Extension Process

- Request from interested parties for study for extension
- Field study to be done with full leaf cover; using same evaluation criteria as full designation



+

Extension Process

- Letter to the local jurisdiction & other interested parties indicating qualification of the extension
- The locality will then go through their **legislative representatives** to ask for *an amendment* to the existing legislation
- Same advantages & management as full designation



Once Designated



- Post designation management and protection
- Periodic survey of the river corridor



Virginia Scenic River Board

- ✓ A 15-member board appointed by the Governor
- ✓ Role to:
 - Advise DCR on appointees to local committees
 - Make recommendations on designations
 - Comment on proposed plans & corridor use
 - Assist in preserving the river values & natural resources
 - Advise & assist localities on river corridors



Scenic Rivers – the future

- ✓ New designations or extensions of the existing system
- ✓ Additional project reviews
- ✓ Development of educational initiatives to inform the public about the program and Virginia's Scenic River system.



Scenic River Contacts

- ✓ DCR Administrative Staff
 - Lynn Crump
 - (804) 786-5054
 - Lynn.Crump@dcr.virginia.gov
- ✓ Scenic River Advisory Board
 - Richard Gibbons – Chairman
 - <http://www.dcr.virginia.gov/prr/srmain.htm>



General discussion ensued.

Mr. Hurt asked the Board for their concurrence in directing staff to speak with other localities on how and why they chose or did not choose the scenic river designation program process.

OTHER MATTERS BY SUPERVISORS

David Cundiff, Union Hall District Supervisor, shared with the Board literature regarding Setting the State for Agricultural Progress in Franklin County. Mr. Cundiff stated the participants agreed to organize a planning team, design a plan of action and to bring more producers into the discussion, and review the possibility of proposing to the Board the need for an agriculture advisory board. Mr. Cundiff stated he would keep the Board apprised of the next steps.

Russ Johnson, Gills Creek District Supervisor, requested staff to begin submitting the Animal Shelter report & EMS monthly report to the Board in their Friday packet.

Mr. Johnson requested staff to develop budget reduction scenarios with an end result being a 1 to 2 pennies reduction of the proposed real estate tax rate. General discussion ensued.

David Hurt, Boone District Supervisor, stated he would like to see staff communicate with the Roanoke Valley Alleghany Regional Commission seeking their next work plan schedule. Mr. Hurt also requested to obtain additional information in developing a commuter rail service, as gas prices increase; what possibilities for a scenic excursions program and possible grant funding available for such a project. Mr. Hurt stated there was potential payoff for such a program from Roanoke to Ferrum, (Folk Life Festival) Boones Mill (Apple Festival) and Rocky Mount could be a great possibility for Franklin County tourism.

APPOINTMENTS:

- *Step, Inc* (Expires 6/30/2008)
 - (3) 2-Yr. Terms & (1) 1-Yr. Term
- *Planning Commission (Expires 6/30/2008)* 4-Year Term
 - Blackwater
 - Union Hall
 - Blue Ridge
- *Recreation Commission (Expires 6/30/2008)* 3-Year Term
 - Gills Creek
 - Blue Ridge
- *Social Services* (Expires 6/30/2008) 4-Year Term
 - Boone
 - Snow Creek
 - Rocky Mount
- VA Western Community College (Expires 6/30/2008) 4-Year Term (Citizen Appointment)

PLANNING COMMISSION APPOINTMENT
(RESOLUTION #10-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Ed Greer to serve as the Blue Ridge District Representative on the Planning Commission with said term to expire June 30, 2012.

MOTION BY: Bobby Thompson
SECONDED BY: Leland Mitchell
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

RECREATION COMMISSION APPOINTMENT
(RESOLUTION #11-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Ray Hundley to serve on the Recreation Commission as the Blue Ridge District Representative with said term to expire June 30, 2011.

MOTION BY: Bobby Thompson
SECONDED BY: Wayne Angell
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

SOCIAL SERVICES BOARD APPOINTMENT
(RESOLUTION #12-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Howard Ferguson to serve on the Social Services Board as the Snow Creek District Representative with said term to expire June 30, 2012.

MOTION BY: Leland Mitchell
SECONDED BY: David Hurt
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

CLOSED MEETING
(RESOLUTION #13-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, A-7, Consult with Legal Counsel and a-29 Discussion of the award of a public contract of the Code of Virginia, as amended.

MOTION BY: Russ Johnson
SECONDED BY: Wayne Angell
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

MOTION: **RESOLUTION: #14-04-2008**
SECOND: MEETING DATE APRIL 15TH, 2008

WHEREAS, the Franklin County Board of Supervisors has convened an closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act: and

WHEREAS, Section 2.2-3712(d) of the Code of Virginia requires a certification by this Franklin County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Franklin County Board of Supervisors.

VOTE:
AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner
NAYS: NONE
ABSENT DURING VOTE: NONE
ABSENT DURING MEETING: NONE

CHIRS,
PLEASE ADD THE DISCUSSION HERE FOR NEIL IN THE BOARD'S DISCUSSION REGARDING THE SPECIAL EVENTS LANGUAGE.

Chairman Wagner adjourned the meeting.

CHARLES WAGNER
CHAIRMAN

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR